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STATE OF WISCONSIN
BEFORE THE PHARMACY EXAMINING BOARD

IN THE MATTER OF THE
DISCIPLINARY PROCEEDINGS AGAINST:

CRAIG W. MOON, R.Ph.,	ORDER ON MOTION TO TERMINATE STAY OF SUSPENSION
RESPONDENT	ORDER GRANTING STAY OF SUSPENSION

The parties to this action for the purposes of Wis. Stats. sec. 227.53 are:

Craig W. Moon, R.Ph.
344 Park Ave.
Pewaukee, WI 53702-3414

Pharmacy Examining Board
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935

Procedural History

The present motion to terminate the stay of suspension came before the Board on September 19, 2000, at a duly noticed meeting conducted by teleconference. The appearances at the meeting were: Arthur Thexton, Prosecuting Attorney; Theodore Nehring, Department Monitor, Craig W. Moon, respondent and Daniel P. Fay, attorney for the respondent. Based upon the Motion to Terminate Stay, the documentation provided of the results of the laboratory tests and oral argument presented at the hearing the Board ordered:

1. The current stay of suspension of the pharmacist license of respondent granted by the board was to remain in effect until the next regularly scheduled meeting of the board on October 11, 2000.
2. Based upon the stipulation of the respondent, the respondent would not practice as a pharmacist prior to the next regularly scheduled meeting of the board on October 11, 2000.
3. The hearing on the motion to terminate the stay of suspension was adjourned until the next regularly scheduled meeting of the Board on October 11, 2000, at which time the respondent would have the opportunity to present evidence in opposition to the motion to terminate the stay of suspension in case number 97 PHM 52. All documentary evidence intended to be submitted to the Board by the respondent was to be served on the prosecuting attorney, no later than seven (7) days prior to the October 11, 2000 Board meeting.
4. The department monitor was directed to arrange with the respondent to transfer the respondent to an approved drug screen facility that shall have witnessed collection of urine specimens and retain control of the chain of custody of all urine specimens for purposes of drug screening pursuant to paragraph 2b(4) of the *Final Decision and Order* ("Order") in case number 97 PHM 52 entered on August 12, 1998.

Pursuant to the terms of the *Order*, Craig W. Moon, R.Ph., was to apply for a continued stay of suspension at the next regularly scheduled meeting of the Board on October 11, 2000.

The motion to terminate the stay of suspension, and the petition for a continued stay of suspension, as well as a request for a modification of the terms of the *Order* were considered by the Board at its October 11, 2000 meeting.

Based upon the foregoing and upon review by the Board of the evidence submitted:

IT IS HEREBY ORDERED: that Craig W. Moon, R.Ph, is granted a one month stay of the suspension of license number 10536 to practice pharmacy in the State of Wisconsin. The additional requests for modification of the *Order* are denied. The motion to terminate the stay of suspension in case number 97 PHM 52, is denied as moot.

IT IS FURTHER ORDERED:

1. Under the terms of the *Order* the number of urine screens shall be 8 per month, and shall be random and each urine sample's donation shall be witnessed.
2. The urine sample donations shall occur at PRN (Professional Recovery Network) or a location submitted to the department monitor, and approved by the board chairman.
3. Moon is not to have possession, custody or control of any urine sample after donation.

FURTHERMORE, IT IS ORDERED that in all other respects, the previous orders of the board in this matter remain in full force and effect.

PHARMACY EXAMINING BOARD

By: John P. Bohlman, R.Ph. 10-11-00
Chairman Date